

**UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT**

STANDING ORDER RE OFFENDERS WHO MAY BE ELIGIBLE
FOR RETROACTIVE APPLICATION OF THE PERMANENT GUIDELINES
AMENDMENT IMPLEMENTING THE FAIR SENTENCING ACT OF 2010

1. When the United States Probation Office has filed an addendum to a Presentence Report for a defendant recommending a reduced sentence pursuant to 18 U.S.C. § 3582(c)(2), together with a copy of this Standing Order, the parties will have 21 days to respond, subject to paragraph 4 below, after which the court may act on its own motion under 18 U.S.C. § 3582(c)(2).

2. In the situation where a defendant files a motion and the Probation Office has not already filed an addendum to that defendant's Presentence Report, the Probation Office will file an addendum to the Presentence Report and a copy of this Standing Order for that defendant within 14 days of the filing of the motion; thereafter, the parties will have 21 days after the filing of the addendum to respond, subject to paragraph 4 below.

3. Prior to filing an addendum to a Presentence Report, the Probation Office shall notify the Office of the Federal Public Defender, which shall confirm that the defendant has counsel who will be representing the defendant, or advise the Clerk's Office that CJA counsel should be appointed. In situations where CJA counsel previously represented the defendant and will continue to do so, such counsel must file a motion for reappointment.

4. Where a defendant will be represented by CJA counsel, the 21-day period referred to in paragraphs 1 and 2 will commence running (a) in a case where CJA counsel previously represented the defendant and will continue to do so, when the motion for reappointment is granted, and (b) in a case where new CJA counsel must be appointed, when new CJA counsel has been appointed and has filed an appearance.

It is so ordered.

Dated this 1st day of September 2011, at Hartford,
Connecticut.

/s/Alvin W. Thompson
Alvin W. Thompson
Chief United States District Judge